

Response to Office Communication (10-05-04)

Re: Election/Restriction Requirement

ATTN : Examiner Anne Holleran

Art Unit: 1642

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Re: Application *Ser. No.* 09/870,759

Filed: May 30, 2001

Date of FAX: November 4, 2004

FAX no.: (703) 872-9306

No. of pages: 2

**Please FAX Confirmation of Receipt of this
FAX to: David S. Terman at FAX
Number (831) 624-1207**

PAGE 2/2 * RCVD AT 11/4/2004 6:33:39 PM [Eastern Standard Time] * SVR:USPTO-EFXXRF-1/0 * DNS:8729306 * CSID:8316241207 * DURATION (mm-ss):00:00

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the U. S. Application)

David S. TERMAN)

Serial No. 09/870,759)

Filed: May 30, 2001)

**For: Compositions and Methods for
Treatment of Neoplastic Disease**

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PRELIMINARY AMENDMENT:

Response to Restriction Requirement

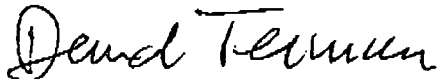
November 4, 2004

Assistant Commissioner for Patents
Patent & Trademark Office
Washington, D.C. 20231

Sir:

The applicant respectfully requests examination of invention IV (claims 7-10, 26, 29 and 30).

Respectfully yours,



David S. Terman, M.D.